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1816#5
D. Williams
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Peterson et al.

Serial No.: 08/738,944

Group Art Unit: 1816

Filed: October 24, 1996

Examiner: Brusca, J.

For: METHODS FOR GENERATING AND SCREENING NOVEL METABOLIC PATHWAYS Attorney Docket No.: 8757-007

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.56 and § 1.97**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In accordance with the continuing duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent and Trademark Office of all references coming to the attention of Applicants or their attorneys which are or may be related to patentability of the claimed invention, Applicants hereby invite the Examiner's attention to the references listed on the accompanying revised PTO Form 1449 entitled "List of References Cited."

Copies of listed references AA through CW are not provided herewith. Pursuant to 37 C.F.R. § 1.98 (d), Applicants respectfully refer the Examiner to the parent application Serial No. 08/639,255 filed April 24, 1996, of which the above-captioned application is a continuation application, for copies of the cited references. Copies of additional references CX-DN are enclosed herewith.

Identification of the listed references is not to be construed an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application. Consequently, Applicants respectfully decline to use form PTO-1449, since this form identifies all of the references cited therein as "Prior Art". As

an alternative, Applicants submit herewith several pages of a "revised form PTO 1449" entitled "List of References Cited" instead of "List of Prior Art Cited".

Pursuant to 37 C.F.R. § 1.97(b)(3), since Applicants believe that this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits, no fee is due. However, should the Patent Office determine otherwise, please charge the required fee to Pennie & Edmonds Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Applicants respectfully request that the Examiner review the foregoing references and that the references be made of record in the file history of the application.

Date: May 19, 1997

Respectfully submitted,

by [Signature] *Reg. No. 40,258*
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Enclosures